



shall have the power to enter, upon the pleadings and transcript of the record, a judgment affirming, modifying, or reversing the decision of the Commissioner of Social Security, with or without remanding the cause for a rehearing.” The Court concludes that the Commissioner’s motion should be granted in this case. Accordingly,

**IT IS HEREBY ORDERED** that Defendant’s Motion to Reverse and Remand (filed October 23, 2009/Docket No. 11) is GRANTED.

A Judgment shall accompany this Memorandum and Order.

Dated this 30th day of October, 2009.

/s/ Terry I. Adelman  
UNITED STATES MAGISTRATE JUDGE